

BOARD OF SUPERVISORS
COUNTY OF YORK
YORKTOWN, VIRGINIA

Resolution

At a regular meeting of the York County Board of Supervisors held in the Board Room, York Hall, Yorktown, Virginia, on the ____ day of ____, 2002:

Present

Vote

Donald E. Wiggins, Chairman
Walter C. Zaremba, Vice Chairman
Sheila S. Noll
James S. Burgett
Thomas G. Shepperd, Jr.

On motion of _____, which carried ____, the following resolution was adopted:

A RESOLUTION TO APPROVE A SPECIAL USE PERMIT TO
AUTHORIZE A FORESTRY OPERATION ON MOORETOWN ROAD
(ROUTE 603)

WHEREAS, the John E. Wray III Trust has submitted Application No. UP-597-02 to request a Special Use Permit, pursuant to Section 24.1-306 (category 2, number 10) of the Zoning Ordinance, to authorize a forestry operation to be conducted on approximately 30.1 acres located on the east side of Mooretown Road (Route 603) approximately 3,300 feet south of its intersection with Airport Road (Route 645) and further identified as Assessor's Parcel No. 5-44, 5-45, and 5-46; and

WHEREAS, said application has been forwarded to the York County Planning Commission in accordance with applicable procedure; and

WHEREAS, the Planning Commission recommends approval of this application; and

WHEREAS, the York County Board of Supervisors has conducted a duly advertised public hearing on this application; and

WHEREAS, the Board has carefully considered the public comments and Planning Commission recommendation with respect to this application;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the ____ day of ____, 2002, that Application No. UP-597-02 be, and it is hereby, approved to authorize a forestry operation to be conducted on approximately 30.1 acres located on the east side of Mooretown Road (Route 603) approximately 3,300 feet south of its intersection with Airport Road (Route 645) and further identified as Assessor's Parcel No. 5-44, 5-45, and 5-46 subject to the following conditions:

1. This special use permit shall authorize a forestry operation to be conducted on approximately 30.1 acres located on the east side of Mooretown Road (Route 603) approximately 3,300 feet south of its intersection with Airport Road (Route 645) and further identified as Assessor's Parcel No. 5-44, 5-45, and 5-46.
2. All activities shall comply with Sections 24.1-419, Standards for Forestry Operations, and 24.1-376, Watershed Management and Protection Area Overlay District, of the York County Zoning Ordinance.
3. All harvest activities shall be in accordance with the forest management plan titled "Forest Management Plan for Wray Brothers, Inc. York County, Virginia," submitted by Charles Rady Harmon, Consulting Forester, Timber Marketing & Management, Inc., and dated February 1, 2001, except as modified herein. A revised forest management plan incorporating the conditions of this use permit shall be submitted to the Zoning Administrator and the Virginia Department of Forestry for approval prior to the commencement of the forestry operation.
4. An impact study prepared in accordance with the provisions of Section 24.1- 376(f) of the York County Zoning Ordinance shall be submitted to and approved by the Zoning Administrator prior to the commencement of any harvesting activity on the property.
5. An Erosion and Sediment Control Plan prepared in accordance with the provisions of Chapter 10 of the York County Code, Erosion and Sediment Control, shall be submitted to and approved by the County prior to the commencement of any harvesting activity on the property.
6. All forestry activities on the site shall be conducted in accordance with the guidelines set forth in the Virginia Department of Forestry's Forestry Best Management Practices for Water Quality in Virginia Technical Guide (3rd Edition).
7. All areas of bare soil resulting from the harvest shall be stabilized through revegetation in accordance with the guidelines set forth in the Virginia Department of Forestry's Forestry Best Management Practices for Water Quality in Virginia Technical Guide (3rd Edition). This revegetation shall immediately follow the conclusion of harvest activity on the property.

8. Archaeological Site No. 44YO389 as identified by the study entitled Resource Protection Planning Revisited: James City County, York County, and City of Williamsburg, prepared by the Colonial Williamsburg Foundation's Department of Archaeological Research, shall be left in an undisturbed state. No timber harvesting shall be permitted in the area of this site unless and until a Phase I archaeological study has been completed in accordance with the provisions set forth in Section 24.1-374(d) and submitted to the Zoning Administrator for review.
9. All buffers required herein shall be clearly painted rather than marked with the more common "flagging" technique.
10. All harvested timber, logs, tree branches, limbs, dead and damaged trees, and associated debris shall be removed from the site upon completion of the timber harvest
11. In accordance with Section 24.1-115(b)(7) of the York County Zoning Ordinance, a certified copy of the resolution authorizing this special use permit shall be recorded at the expense of the applicant in the name of the property owner as grantor in the office of the Clerk of the Circuit Court.